Commission Regulation (EC) No 1353/2005 of 17 August 2005 correcting Regulation (EC) No 664/2005 fixing the export refunds on products processed from cereals and rice

COMMISSION REGULATION (EC) No 1353/2005

of 17 August 2005

correcting Regulation (EC) No 664/2005 fixing the export refunds on products processed from cereals and rice

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 1784/2003 of 29 September 2003 on the common organisation of the market in cereals[(1)], and in particular Article 13(3) thereof,

Having regard to Council Regulation (EC) No 1785/2003 of 29 September 2003 on the common organisation of the market in rice[(2)], and in particular Article 14(3) thereof,

Whereas:

(1) The Agreement between the European Community and the Swiss Confederation amending the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 as regards the provisions applicable to processed agricultural products, hereinafter referred to as the Agreement, was approved by Council Decision 2005/45/EC[(3)].

(2) Article 4(3) of Protocol No 2 to the Agreement states that, in the case of sugar (harmonised system codes 1701, 1702 and 1703) used in the manufacture of the products listed in Tables I and II of that Protocol, the Contracting Parties may not grant any export refunds or any refund, remission or non-payment, partial or complete, of customs duties or charges having an equivalent effect.

(3) The products in the Annex to Commission Regulation (EC) No 664/2005[(4)] falling within CN codes 1702 30 51 90, 1702 30 59 90, 1702 30 91 90, 1702 30 99 90, 1702 40 90 90, 1702 90 50 91, 1702 90 50 99, 1702 90 75 90 and 1702 90 79 90 do not appear in the above two tables. Article 4(3) of Protocol 2 of the Agreement does not therefore apply to them. A refund can therefore be granted for exports of these products to Switzerland.

(4) The destination codes laid down in the Annex to Regulation (EC) No 664/2005 should therefore be corrected to include Switzerland, with effect from 29 April 2005, the date on which the Regulation entered into force.

(5) The Management Committee for Cereals has not delivered an opinion within the time limit set by its chairman,

HAS ADOPTED THIS REGULATION:

Changes to legislation: *There are currently no known outstanding effects for the Commission Regulation (EC) No 1353/2005. (See end of Document for details)*

Article 1

The Annex to Regulation (EC) No 664/2005 is hereby replaced by the text in the Annex hereto.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

It shall apply from 29 April 2005.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 17 August 2005.

For the Commission

Mariann FISCHER BOEL

Member of the Commission

***Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 1353/2005. (See end of Document for details)*

ANNEX

‘ANNEX

export refunds on products processed from cereals and rice

Product code	Destination	Measurement unit	Refund
1102 20 10 9200[a]	C10	EUR/t	57,95
1102 20 10 9400[a]	C10	EUR/t	49,67
1102 20 90 9200[a]	C10	EUR/t	49,67
1102 90 10 9100	C11	EUR/t	0,0
1102 90 10 9900	C11	EUR/t	0,0
1102 90 30 9100	C11	EUR/t	0,0
1103 19 40 9100	C10	EUR/t	0,0
1103 13 10 9100[a]	C10	EUR/t	74,5
1103 13 10 9300[a]	C10	EUR/t	57,95
1103 13 10 9500[a]	C10	EUR/t	49,67
1103 13 90 9100[a]	C10	EUR/t	49,67
1103 19 10 9000	C10	EUR/t	0,0
1103 19 30 9100	C10	EUR/t	0,0
1103 20 60 9000	C12	EUR/t	0,0
1103 20 20 9000	C11	EUR/t	0,0
1104 19 69 9100	C10	EUR/t	0,0
1104 12 90 9100	C10	EUR/t	0,0
1104 12 90 9300	C10	EUR/t	0,0
1104 19 10 9000	C10	EUR/t	0,0
1104 19 50 9110	C10	EUR/t	66,22
1104 19 50 9130	C10	EUR/t	53,81
1104 29 01 9100	C10	EUR/t	0,0

a No refunds shall be granted in respect of products given a heat treatment resulting in pre-gelatinisation of the starch.

b Refunds are granted in accordance with Council Regulation (EEC) No 2730/75 (OJ L 281, 1.11.1975, p. 20), as amended.

NB: The product codes and the “A” series destination codes are set out in Commission Regulation (EEC) No 3846/87 (OJ L 366, 24.12.1987, p. 1), as amended.
The numeric destination codes are set out in Commission Regulation (EC) No 2081/2003 (OJ L 313, 28.11.2003, p. 11).
The other destinations are defined as follows:

C10 : All destinations
C11 : All destinations, except for Bulgaria
C12 : All destinations, except for Romania
C13 : All destinations, except for Bulgaria and Romania.’